File No. 294
1893.

Collection No.

1/4 Dec 93 Bangalore Residency

Pros. / Serial Nos. 152–165–

Subject.

Amendment of the Bangalore Municipal Law to provide for the taxing of race horses and the control of the establishment of factories.

Previous References.

Later References.

817
34

S. 97 (Blue).

W.P. -6788&P—(G-1085)—10 3-30—1,00,000.

Office of the Resident in Mysore.

BRANCH.

Proceedings No. of the month of 19

Serial Nos. /5 File 294 of ~~19~~ 1893

Proceedings number.	Subject and order.	Date of last order.	Previous Proceedings.		
			Serial or Proceedings numbers and Branch	File or month.	Year.

ENCLOSURES FIVE.

H. O.
6 — 2,000—22-

No. 891

CIVIL AND MILITARY STATION, BANGALORE,

MUNICIPAL OFFICE.

DATED 6TH SEPTEMBER '22

FROM

T. A U S T I N, ESQ., I. C. S.,

President, Municipal Commission,

C. & M. Station, Bangalore.

TO

THE SECRETARY TO THE

HON'BLE THE RESIDENT IN MYSORE,

BANGALORE.

RESIDENT'S OFFICE, BANGALORE.
Register No. 6659
Date of Receipt 13.9.22
File No.

SIR,

The Indian Factories Act ~~1911~~ (XII of 1911), having been applied to the Civil and Military Station of Bangalore, (vide Resident's notification No. 20, dated the 17th February 1922), the Municipal Commission at a Special Meeting held on the 27th July 1922, approved of a proposition by the President (copy enclosed - Enc: I), to amend section 103 (1) of the Bangalore Municipal Law, 1897, relating to offensive and dangerous trades, by the addition of the following, to enable them to pass the necessary byelaws under section 137 (1) (e) (VII) for the control of the installation of new factories in the station;-(vide copy of resolution enclosed Enclosure II).

" as a factory, workshop, or workplace in which it is intended that steam, water, electrical, or other mechanical power shall be employed".

2. The amendment was published for objections (vide copy of notice No. 891, dated the 3rd August 1922 enclosed - Enclosure III) but none were received. The matter was finally placed before the Commission at a Special Meeting held on the 29th August 1922, when it was resolved that the Hon'ble the Resident be requested to move the Government

of India to amend section 103 (1), Bangalore Municipal Law, 1897, in the manner indicated in the Commission's Resolution dated the 27th July 1922 (vide copy of resolution dated the 29th August 1922 enclosed - Enclosure IV). After the amendment has been given effect to, the Commission purposes to pass byelaws on the lines of sections 401 (1) and (2) of the Calcutta Municipal Bill 1917 (copy enclosed - Enclosure V) in this behalf.

3. I request that the Hon'ble the Resident will be pleased to move the Goverrment of India to sanction the amendment.

I have the honour to be,

Sir,

Your most obedient servant,

FOR PRESIDENT,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.

8-9-22

H.O.
7
200—20—8—1917.

CIVIL AND MILITARY STATION, BANGALORE,

MUNICIPAL OFFICE.

Date JULY 1922

Memorandum of proposition to be laid before the Municipal Commission of the Civil and Military Station of Bangalore :—

NAME OF PROPOSER.

T. AUSTIN ESQR, I.C.S.

PRESIDENT, MUNICIPAL COMMISSION.

THE PROPOSITION.

That Section 103 (1) of the B.M.L. 1897 be amended by the addition of the following:-

"as a factory, workshop or workplace in which it is intended that steam, water, electrical or other mechanical power shall be employed".

SD/- T. AUSTIN,

6/7

PRESIDENT,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

[NOTE.—Commissioners are requested to be concise and to submit propositions on different subjects separately. Copies of this form may be obtained on application at the office.]

Statement of objects and reasons.

The amendment proposed to Section 103 (1) B.M.L. is considered necessary to enable the Commission to frame the undermentioned byelaws under Section 137 (1) (e) (VII).

"(1) No person shall, without the previous written permission of the President, newly establish in any premises, or materially alter, enlarge or extend, any factory, workshop, or

rkplace in which it is intended to employ beam, water or other mechanical power"

(2) "The President may refuse to give such permission, if he is of opinion that the establishment, alteration, enlargement, or extension of such factory, workshop or workplace in the proposed position would be objectionable by reason of the density of the population in the neighbourhood thereof, or would be a nuisance to the inhabitants of the neighbourhood"

N.B. The Indian Factories Act, 1911 (XII of 1911) has been applied to the Station. (Vide Notification No. 20 dated the 17th February 1922 of the Hon'ble the Resident).

==========

TRUE COPY.

SECRETARY,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.

8-9-22

H. O.
——500—25—7—1922.

Abstract of proceedings of a special meeting of the Municipal Commission for the Civil and Military Station of Bangalore held at the Mayo Hall at 8-15 a. m. on 27TH JULY 1922

184/21.- Power installation for factory purposes in the Station.

The following proposition by the President recommended:-

That Section 103 (1) of the Bangalore Municipal Law 1897 be amended by the addition of the following:-

"(11) As a factory, workshop or workplace in which it is intended that steam, water, electrical or other mechanical power shall be employed".

The President explained that the Indian Factories Act, 1911 (XII of 1911) had just been applied to the Station. It was therefore necessary to pass certain byelaws for the control of the installation of new factories, in the Station, by the Commission. Before this could be done, section 103 (1) of the B.M.L. dealing with "Offensive and Dangerous Trades" had to be amended by the addition suggested in the proposition. The Commission could then pass the required bye-laws under section 137 (1) (e) (VII).

Resolution - Recommendation of the Standing Committee accepted.

SD/- T. AUSTIN,

PRESIDENT,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

TRUE COPY.

T.D. Rau

SECRETARY,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.

8-9-22

R. 9/9

CIVIL AND MILITARY STATION, BANGALORE.

MUNICIPAL OFFICE.

NO. 891. DATED 3RD AUGUST 1922.

NOTICE.

The Indian Factories Act, 1911 (XII of 1911) having been applied to the Station, the Municipal Commission for the Civil and Military Station of Bangalore, at a Special Meeting held on the 27th July 1922, proposed to amend Section 103 (1) of the B.M.L. 1897, relating to "Offensive and Dangerous trades" by the addition of the following, to enable them to pass certain byelaws for the control of the installation of new factories in the Station:-

"(ii) As a factory, workshop or workplace in which it is intended that steam, water, electrical or other mechanical power shall be employed".

2. Objections should reach the President, Municipal Commission on or before the 20th August 1922.

SD/- T. AUSTIN,

PRESIDENT,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

'TRUE COPY.'

SECRETARY,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.
8-9-22

R. 9/9.

H. O.
——500—25—7—1922.

Abstract of proceedings of an ~~ordinary or~~ special meeting of the Municipal Commission for the Civil and Military Station of Bangalore held at the Mayo Hall at 8-15 a. m. on Tuesday the 29th August 1922.

184/21. Power installation for factory purposes.

The President referred to the Commission's Resolution dated the 27th July 1922, and said that the proposition to amend section 103 (1) B.M.L. 1897 in connection with the control of the installation of new factories in the Station had been published for objections but none were received. The matter had now to be comfirmed finally before submission to the Hon'ble the Resident.

Resolved that the Hon'ble the Resident be requested to move the Government of India to amend section 103 (1) B.M.L. 1897 in the manner indicated in the Commission's Resolution dated the 27th July 1922.

SD/- T. AUSTIN,

PRESIDENT,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

'TRUE COPY.'

SECRETARY,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.

8-9-22

Extract from the Calcutta Municipal Bill 1917, Government of Bengal, Legislative Department.

(Part V Chapter XXVII.- Inspection and Regulation of Premises, and of Factories, Trades and Places of Public Resort.- Clauses 401,402)

Factories, Trades and Places of Public Resort.

Factory, etc, not to be newly established, etc, without permission of the Commissioner.

401. (1) No person shall, without the previous written permission of the Commissioner, newly establish in any premises, or materially alter, enlarge or extend, any factory, workshop or workplace in which it is intended to employ steam, water or other mechanical power. (Cf. (1899. (s.463

(2) The Commissioner may refuse to give such permission, if he is of opinion that the establishment, alteration, enlargement or extension of such factory, workshop or workplace in the propose position would be objectionable by reason of the density of the population in the neighbourhood thereof, or would be a nuisance to the inhabitants of the neighbourhood.

TRUE COPY.

SECRETARY,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.

8-9-22

9.9.22

H. O.
6

No. 599

CIVIL AND MILITARY STATION, BANGALORE,

MUNICIPAL OFFICE.

DATED 11th October 1922.

DESPATCHED
12 OCT 1922

FROM

T. AUSTIN, ESQ., I. C. S.,

President, Municipal Commission,

C. & M. Station, Bangalore.

To

The Secretary to the
Hon'ble the Resident in Mysore,
BANGALORE.

RESIDENT'S OFFICE
Received No. 7342
Date of Receipt 14.10.22
File No. 484/93

SIR,

I have the honour to state that with a view to the levy of a tax on race horses for which no provision exists in the Bangalore Municipal Law, 1897, the Municipal Commission for the Civil and Military Station of Bangalore, at a Special Meeting held on the 29th August 1922, approved of a proposition by the President, (copy enclosed - Enclosure I) to amend section 41 (1) (A) (c) by the addition of the word "racing" after the word "driving" in line 1 thereof (vide copy of resolution enclosed - Enclosure II).

2. The amendment was published for objections (vide copy of notice No.1016, dated the 6th September 1922, enclosed - Enclosures III) but none were received. The matter was finally placed before the Commission at a Special Meeting held on the 28th September 1922 when it was resolved that the Hon'ble the Resident be requested to move the Government of India to amend section 41 (1) (A) (c) in the manner indicated in the Commission's Resolution of the 29th August 1922 (vide copy of Resolution enclosed - Enclosure IV).

3. I request that the Hon'ble the Resident will be pleased

pleased to move the Government of India to accord sanction to the amendment. It is intended to devote the proceeds of the tax on race horses to the maintenance charges of the Municipal Veterinary Hospital.

I have the honour to be,

S i r,

Your most obedient servant,

for PRESIDENT,
Municipal Commission,
Civil and Military Station,
BANGALORE.

JLJ.11.10.22.

11.10

H. O.
7
200—8—10—1920.

CIVIL AND MILITARY STATION, BANGALORE, MUNICIPAL OFFICE.

Date 24th July 1922.

Memorandum of proposition to be laid before the Municipal Commission of the Civil and Military Station of Bangalore :—

NAME OF PROPOSER.

T. Austin, Esquire, I.C.S.,

President, Municipal Commission.

THE PROPOSITION.

That section 41 (1) (A) (c) be amended by the addition of the word "racing" after the word "driving" in line - 1.

Sd/- T. Austin,
27-7-22.

President,
Municipal Commission,
C. & M. Station, Bangalore.

[NOTE.—Commissioners are requested to be concise and to submit propositions on different subjects separately. Copies of this form may be obtained on application at the office.]

Section 41 (1) (A) (c)

"41 (1) Subject to any - general or special orders which the Governor-General in Council may make in this behalf and to any rules under this law, the Commission may, from time to time, for the purpose of, and in the manner directed by this Law, impose in the whole or any part of the Station, any of the following taxes and tolls namely:-

(A) "with the previous sanction of the Resident":-

(a) ... ...

(b) ... ...

(c) "A tax on all or any ~~of~~ vehicles, animals used for riding, draught or burden, and dogs when the vehicles, animals used as aforesaid, and dogs, are kept in the Station"

Statement of objects and reasons.

As section 41 (1) (A) (c) stands at present there is no provision made to levy a tax on horses kept in the Station solely for racing The amendment proposed is to enable the Commission to do this - the proceeds to go

towards the maintenance charges of the Veterinary Hospital.

2. A tax of Rs. 9/- per ½ year is suggested.

True Copy

11.10.22

Secretary,
Municipal Commission,
C. & M. Station, Bangalore.

YL.
11./10.

H. O.
——500—25—7—1922.

Abstract of proceedings of ~~an ordinary~~ a special meeting of the Municipal Commission for the Civil and Military Station of Bangalore held at the Mayo Hall at 8-15 a.m. on Wednesday the 2nd August 1922

CC. Proposition by the President to amend section 61 (1) (A) (c) B.M.Law 1887.

Recommended that section 61 (1) (A) (c) of the Bangalore Municipal Law, 1887, be amended by the addition of the word "racing" after the word "driving" in line - 1.

The President explained that the B.M.Law as it stood at present did not provide for the levy of a tax on horses kept in the Station solely for racing purposes. The amendment proposed was to enable the Commission to do this - the proceeds would go towards the maintenance charges of the Veterinary hospital which was not self supporting.

Mr. Abdul Lathoof enquired whether the tax proposed to be levied on race horses would be the same as in the case of other animals.

The President replied that this question would be dealt with later, after the proposed amendment had been effected.

Resolved that the proposed amendment be notified for objections

Sd/- T. AUSTIN
PRESIDENT M.C.

I.S.
2-8-22

TRUE COPY

11/10/22

SECRETARY,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.
11-10-22

CIVIL AND MILITARY STATION, BANGALORE.

MUNICIPAL OFFICE.

NO. 1016. DTAED 6TH SEPTEMBER 1922

NOTICE.

With a view to the levy of a tax on race horses, for which no provision exists in the Bangalore Municipal Law, 1897 - the Municipal Commission for the Civil and Military Station of Bangalore, at a Special Meeting held on the 29th August 1922, resolved to amend section 41 (1) (A) (c) of the Bangalore Municipal Law, 1897, by the addition ofthe word "racing" after the word "driving" in Line 1.

2. Objections should reach the President, Municipal Commission on or before the 22nd September 1922.

SD/- G.D. PLUMMER,

FOR PRESIDENT,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

TRUE COPY.

SECRETARY,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.

11-10-22

H. O.
——500—25—7—1922.

Abstract of proceedings of ~~an ordinary~~ [redacted] special meeting of the Municipal Commission for the Civil and Military Station of Bangalore held at the Mayo Hall at 10.15 a. m. on the 29th September 1922

8. Proposition by the President to amend section 41 (1) (A) (a)

The President said that the amendment had been approved of by the Commission at the special meeting held on the 29th August 1922 and published for objections. No objections had been received. The matter now required the final confirmation of the Commission before submission to the Hon'ble the Resident.

Resolved that the Hon'ble the Resident be requested to move the Government of India to amend section 41 (1) (A) (a) of the Bangalore Municipal Law, 1897, in the manner indicated in the Commission's resolution of the 29th August 1922.

Sd. J. Austin, P.M.

"Copy"

TRUE COPY.

11.10.22

SECRETARY,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

I.S.
11-10-22

R. O. 1.—R. P. B.—10-1921—5,000.

No. 8628 Enc/
294-1893.

From

The Hon'ble Mr. W.P. Barton, C.S.I., C.I.E.
RESIDENT IN MYSORE.

To

The Political Secretary to the Government of India,
Foreign and Political Department.

Dated Bangalore, 4th November 1922.

Subject:- Amendment proposed in the Bangalore Municipal Law, 1897.

Sir,

I have the honour to address you with regard to a proposal put forward by the Municipal Commission, Civil and Military - Station, Bangalore to impose a tax on racehorses. To give effect to this it will be necessary to amend Section 41 (1)(A)(C) of the Bangalore Municipal Law by the addition of the word "racing" after "driving" in the first line. This amendment requires the sanction of the Governor General in Council.

2. The proposal was published for criticism but no objections were received. There is always a certain number of racehorses in Bangalore and this is very largely increased during the summer months by the influx of racehorses from all parts of India which are sent here on account of the comparative coolness of the climate and the facilities which exist for training. A considerable number of race meetings is held during the summer at which many of the immigrants are run. These horses are property of wealthy people who can well afford to pay a small tax on their animals. The amount of the tax has not yet been decided but will be comparatively small. The proceeds will be utilised for the maintenance of the Veterinary Hospital which is not at the present self-supporting. In all the circumstances I support t

would ask that the Government of India may be pleased to agree to the amendment of the law now proposed. A draft notification embodying the amendment is enclosed for the approval of the Government of India.

I have the honour to be,

Sir,

Your most obedient servant,

R E S I D E N T.

S.3.—R. P. B.—6-1920—10,000.

155

DRAFT.

From

Government of India,

Foreign and Political Department

To

NOTIFICATION.

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, & of all other powers enabling him in that behalf, the Governor General in Council is pleased to direct that the following amendments be made in the Bangalore Municipal Law, 1897, namely:—

= The word "racing" shall be added after the word "driving" in the first line of Section ~~42~~ 41 (1) (A) (C) of the said Law. =

Secretary
to the Covernment of
India.

C.A.S. 23/10/22

156

RESIDENT'S OFFICE
Bangalore
Register No. 8614
Date of Receipt 4-12-22
File No. 281/22

No.2441-1081-Intl.
Government of India.
Foreign and Political Department.
Delhi, the 28th November 1922.

Notification.

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor General in Council is pleased to direct that the following further amendment shall be made in the Bangalore Municipal Law, 1897, namely :-

Before the word "riding" in clause (c) in division (A) of sub-section (1), section 41, the word "racing" shall be inserted.

Sd. J.P. Thompson,
Secretary to the Government of India.

Copy to the Hon'ble the Resident in Mysore, for information, with reference to his letter No.8628/294-1893, dated the 4th November 1922.

S.155

Attested,

Superintendent,
Foreign and Political Department.

Please see Sl. 155.
Draft submd.
6/12/22 6/12

MYSORE RESIDENT'S OFFICE,

Bangalore, 9- 12- 1922

No. 9688 Rev 1

A copy of the marginally* noted notification ~~letter, with enclosure,~~ is forwarded ~~with compliments, to the Chief Secretary to the Government of H. H. the Maharaja of Mysore.~~ to the Resident, Municipal Commr., C.M. Station of Bangalore, for information, with reference to his letter No. G. 599, dated the 11th October 1922.

No. 2441-1081-Bk, dated the 28th November 1922 from the Govt. of Mor. & Ex. Dept.

S. 156

S. 154

7/12

First Assistant Resident.
Secretary to

CAS. 6/12/22

6/12

R. O. 178.—R. P. B.—3-1921.—3,000.

No 3017

158

H. O.
6 2,000—22—9—1921.

No. 150 Enc 3
91-1922

CIVIL AND MILITARY STATION, BANGALORE,
MUNICIPAL OFFICE.

DATED 28th March 1923.

FROM

T. A U S T I N, ESQ., I. C. S.,
President, Municipal Commission,
C. & M. Station, Bangalore.

RESIDENT'S OFFICE,
BANGALORE.
Register No. 2501
Date of Receipt 30/3/23.

To The Secretary to the Hon'ble the Resident in Mysore,
Bangalore.

SIR,

S.157 With reference to your endorsement No.9688/294-1893, dated the 9th December 1922, conveying the sanction of the S156 Government of India to the amendment to section 41 (A) (c) Bangalore Municipal Law 1897, by the insertion of the word "racing" before the word "riding" in clause (c), I have the honour to state that the Commission, in virtue of the powers vesting in them under the above section, as amended, at a special meeting held on the 25th January 1923, proposed to levy a tax of Rs.9/- per half-year on horses kept in the Civil and Military Station, solely for racing purposes, possession for 15 days in a half-year to render the owners liable to the tax for that half-year. (Vide copy of resolution enclosed - Enc.I). The proposed tax was published for objections (Vide copy of notice No.150, dated 3rd February 1923, enclosed - Enc.II) and none were received. The matter was again placed before the Commission for final confirmation at a special meeting held on the 22nd March 1923, when it was resolved that the Hon'ble the Resident be requested to confirm the Commission's resolution of the 25th January 1923, to take effect from 1st April 1923 (Vide copy of resolution enclosed - Enc.III). I request that the Hon'ble the Resident will

will accordingly be pleased to accord the necessary sanction.

2. The proceeds realised by the proposed tax, will be utilised for the maintenance of the Municipal Veterinary Hospital.

I have the honour to be,
Sir,
Your most obedient servant,

28/3/23

FOR PRESIDENT, M. C.

28/3

MVR/28-3-23.

H. O.
——500—25—7—1922.

Abstract of proceedings of ~~an ordinary or~~ special meeting of the Municipal Commission for the Civil and Military Station of Bangalore held at the Mayo Hall at 8-15 a. m. on 25th January 1923.

---

217. Proposition by the President, to levy a tax of Rs.9/- per half year on horses kept in the Civil and Military Station, solely for racing purposes. Possession for 15 days in a half year to render the owners liable to the tax for that half year.

Recommended.

The President said that in order to enable them to levy a tax on race horses kept in the Station, the Commission at their special meeting ~~xxx~~ held on the 28th September 1922, had approved of certain amendments to section 41 (1)(A) (C) viz., the insertion of the word "racing" after the word "riding" occuring in Clause C, which had since been sanctioned by the Government of India. The proposal now was to levy a tax of Rs.9/- per half year on horses kept in the Civil and Military Station for racing purposes. Possession for 15 days in a half year would render the owner liable to the tax for that half year. The proceeds realised thereby --would go towards the maintenance charges of the Municipal Veterinary Hospital.

Mr. Jeremiah thought that the proposed tax would be rather hard on owners who only made a brief stay, and suggested that they might.follow the procedure existing in Calcutta Viz., the collection of a tax of Rs.2/- a month.

Mr. Clinch pointed out that this would be more than Rs.9/- per half year.

The Vice President observed that the collection of Rs.2/- per ~~xxxxxxxx~~ month would lead to complications.

Mr. Johnson said that he had two objections to Mr. Jeremiah's suggestions. One was that they had no agency to collect such a x tax every month, and the other was that it was hard on motor car owners who at present were taxed for a whole half year for the possession of a car for a fortnight.

Mr. Jeremiah then withdrew his amendment in view of Mr.Johnson's remark regarding motorists.

Resolved that the proposal be published for objections.

Sd/- T. AUSTIN,

PRESIDENT, M.C.

" COPY ".

Clerk, Muni. Office

MVR/28-3-23.

28/3/23

Civil and Military Station, Bangalore
Municipal Office,
Dated 3rd February 1923.

No. 150

N O T I C E.

Under the provisions of section 44 (2) of the Bangalore Municipal Law, 1897, the public are hereby informed that the Municipal Commission for the Civil and Military Station of Bangalore, under the powers vested in them by section 41 (A) (C) of the Bangalore Municipal Law, as amended, resolved at a special meeting held on the 25th January 1923, to levy a tax of Rs.9/- per half year on horses kept in the Civil and Military Station, solely for "racing" purposes. Possession for 15 days in a half year will render the owners liable to the tax for that half year.

Objections should reach the President, Municipal Commission on or before the 3rd March 1923.

Sd/- T. AUSTIN,

PRESIDENT,
MUNICIPAL COMMISSION.

" COPY ".

Clerk, Muni. Office

MVR/28-3-23.

H. O.
——500—25—7—1922.

Abstract of proceedings of ~~an ordinary or~~ special meeting of the Municipal Commission for the Civil and Military Station of Bangalore held at the Mayo Hall at 8-15 a. m. on 22nd March 1923.

---

217. Proposition by the President to levy a tax of Rs.9/- per half year on horses kept in the station solely for "racing" purposes.

The President said that at a special meeting held on the 25th January 1923, the Commission had approved of the levy of a tax of Rs.9/- per half year on horses kept in the station solely for racing purposes. The proposed tax had been published for objections, ✓ have were received. The matter had now been placed before the Commission for final confirmation before submission to the Hon'ble the Resident.

Resolved that the Hon'ble the Resident be requested to confirm the Commission's resolution of the 25th January 1923, levying a tax of Rs.9/- per half year on horses kept in the Station, ~~xxxx~~ solely for "racing purposes" to take effect from 1st April 1923.

Sd/- T. AUSTIN,
PRESIDENT, M. C.

"COPY".

Clerk. Mund. Office

"Copy"

MVR/27-3-23.

159

C. O. 45.—E. P. B.—8-1921.—5,000.

No. 1875 ENCLOS. *Dated Bangalore,* 9th April 1923

FROM,

SECRETARY TO THE RESIDENT IN MYSORE.

To

The President,
M.C., C.M. Station, Bangalore

S. 158 (G. 147) Reference my/his letter/telegram No. 150/91-1922 dated 28th March 1923

Subject:—

Forwarding for ~~confirmation~~ sanction a statement of the M. C. proposing that a tax of Rs 9 per half year may be levied on horses kept in the C.M. Station solely for racing purposes, with effect from 1-4-23

~~Confirmed~~. The proposal is sanctioned.

S. J. A. W. L. Cater
Secretary to the Resident

C.A.S. 5/4/23

A.J. 6/4

4 7/5

160

H. O.
6 2,000—22—9—1921.

No. 148 Encl 3
89-1922

CIVIL AND MILITARY STATION, BANGALORE,
MUNICIPAL OFFICE.
DATED 28th March 1923.

FROM

T. AUSTIN, ESQ., I. C. S.,
President, Municipal Commission,
C. & M. Station, Bangalore.

RESIDENT'S OFFICE
BANGALORE
Register No. 2500
Date of Receipt 30/3/23.
File No. 294/23

To

The Secretary to the
Hon'ble the Resident in Mysore,
Bangalore.

SIR,

In supersession of the amendment to section 103 (1), Bangalore Municipal Law, 1897, referred to in this office letter No.891, dated the 11th September 1922, I have the honour to state that the Municipal Commission for the Civil and Military Station of Bangalore, at a special meeting held on the 25th January 1923, approved of the following amendments to the Bangalore Municipal Law, 1897 in order to be able to control the installation of new factories in the station:- (Vide copy of resolution enclosed Encl 1).

"(1) that a new clause be added as section 103 A as follows:-

(1) No person shall, without the previous written permission of the Commission, newly establish in any premises, or -- materially alter, enlarge, or extend, any factory, workshop, or workplace in which it is intended to employ, steam, water, or any other mechanical power.

(2) The Commission may refuse to give such permission, if they are of opinion that the establishment, alteration, -- enlargement, or extension of such factory, workshop or workplace in the proposed position, would be objectionable by reason of the density of the population in the neighbourhood thereof, or would be a nuisance to the inhabitants of the neighbourhood

2. that the heading of Section 103 (1) be altered to "Offensive and Dangerous trades and factories".

3. that for "Section 103" in section 137 (1) (e) (VII) "Sections 103 and 103 A" be read.

4. that for the word "Section" in line 3 of Section 104 (1), the word "Sections" be read.

2. The above amendments were published for objections (Vide

(Vide copy of notice No.148 dated 3rd February 1923, enclosed Enc.II) and none were received. The matter was again placed before the Commission for final confirmation at a special meeting held on the 22nd March 1923, when it was resolved that the Hon'ble the Resident be requested to move the Government of India to sanction the amendments to Section 103 (1) Bangalore Municipal Law, 1897 approved by them at the special meeting held on the 25th January 1923. (Vide copy of resolution enclosed - Enc.III). I request that the Hon'ble the Resident will accordingly be pleased to move the Government of India to sanction the amendments proposed.

I have the honour to be,
Sir,
Your most obedient servant,

J D Plummer
28 3 23

FOR PRESIDENT, M. C.

MVR/28-3-23.

29/3/23.

H. O.
——500—25—7—1922.

Abstract of proceedings of ~~an ordinary or~~ special meeting of the Municipal Commission for the Civil and Military Station of Bangalore held at the Mayo Hall at 8-15 a. m. on 25th January 1923.

184/21. Power installation for factory purposes in the station.

Recommended (1) that a new clause be added as Section 103A as follows:-

No person shall, without the previous written permission of the Commission, newly establish in any premises, or materially alter enlarge or extend, any factory, workshop. or workplace in which it is intended to employ, steam, water, or any other mechanical power.

(2) The Commission may refuse to give such permission, if they are of opinion that the establishment, alteration, enlargement or extension of such factory, workshop. or workplace in the proposed position, would be objectionable by reasnof the density of the population in the neighbourhood thereof, or would be a nuisance to the inhabitants of the neighbourhood.

(2) that the heading of Section 103 (1) be altered to "Offensive and dangerous trades and factories".

(3) that for section 103 in Section 137 (1) (e) (vii), sections 103 and 103 A be read.

The President said that the Commission, at a meeting held on the 27th July last, had approved of certain additions to Section 103 of the Bangalore Municipal Law, with the idea of making passing bye-laws thereunder to control installation of new factories in the Civil and Military Station of Bangalore. The proposed additions were referred to the Resident for confirmation but he considered that it would be unfair that a license should be required to renew his license annually which would place him at a considerable disadvantage if the license were refused. He (the President) had written back to say that to meet the point raised, he would propose to the Commission that a new section be framed as Section 103 A, on the lines of Section 401 of the Calcutta Municipal Bill 1917, mutadis mutandis and that he would report again after the Commission had reconsidered the matter. The above ~~conditions~~ additions had accordingly been framed and recommended by the Standing Committee.

The Vice President observed that the word "Section" occuring in line 3 of Section 104 (1) - a penal section, should read as "sections" so as to include within its purview, the proposed new Section.- (Section 103 A) and proposed the following amendment:-

That for the word "Section" in line 3 of Section 104 (1) read "Sections". This was agreed to by the Commission.

Resolved that the proposed amendments be published for objections.

Sd/-. T. AUSTIN,

PRESIDENT, M. C.

" COPY ".

Asst. Municipal Office

MVR/28-3-23.

28/3

Civil and Military Station, Bangalore,

Municipal Office,

No.148 Dated 3rd. February 1923.

N O T I C E.

In supersession of the amendments to section 103 (1), Bangalore Municipal Law notified in this office notice No.891, dated the 3rd August 1922, published in the issue of the Daily Post of the 4th August 1922, the Municipal Commission for the Civil and Military Station of Bangalore, at a special meeting held on the 25th January 1923, proposed to amend the Bangalore Municipal Law 1897 as under, to enable them to control the installation of new factories etc. in the Station:-

(1). That a new clause be added as Section 103 A as follows:-

"No person shall, without the previous written permission of the Commission, newly establish in any premises, or materially alter, enlarge or extend, any factory, workshop or workplace in which it is intended to employ, steam, water, or any other mechanical power"

(2) "The Commission may refuse to give such permission, if they are of opinion that the establishment, alteration, enlargement, or extension of such factory, workshop, or workplace, in the proposed position, would be objectionable by reason of the density of the population in the neighbourhood thereof, or would be a nuisance to the inhabitants of the neighbourhood"

2. "that the heading of section 103 (1) be altered to "Offensive and dangerous trades and factories".

3. That for "section 103" in section 137 (1) (e) (vii) "sections 103 and 103A" be read.

4. that for the word "section" in line 3 of section 104 (1) the word "sections" be read.

2. Objections should reach the President, Municipal Commission on or before the 1st March 1923.

Sd/- T. AUSTIN,

PRESIDENT, M.C.

" COPY "

MVR/28-3-23.

H. O.
——500—25—7—1922.

Abstract of proceedings of an ~~ordinary or~~ special meeting of the Municipal Commission for the Civil and Military Station of Bangalore held at the Mayo Hall at 8-15 a. m. on the 22nd March 1923.

184/21. Power installation for factory purposes in the station.

The President said that at a special meeting held on the 25th January 1923, the Commission approved of certain amendments to Section 103 (1) Bangalore Municipal Law, 1897. These amendments had been published for objections and none were received. The matter was now placed before the Commission for final confirmation before submission to the Hon'ble the Resident.

Resolved that the Hon'ble the Resident be requested to move the Government of India to sanction the amendments to Section 103 (1) Bangalore Municipal Law, approved by the Commission at their special meeting held on the 25th January 1923.

Sd/-, T. AUSTIN,
PRESIDENT, M.C.

"COPY".

Clerk. M.C. Office

R. O. 1.—E. P. B.—10-1921—5,000.

161

No. 3030 Enc. 1
294-1893.
in duplicate

From

The Hon'ble Mr. W. P. Burton, C.S.I., C.I.E.,
RESIDENT IN MYSORE.

To

The Political Secretary to the Government of India,
Foreign and Political Department.

Dated Bangalore, 13th April 1893

BANGALORE MUNICIPAL LAW, 1897.

Sir,

I have the honour to state that the Municipal Commission, Civil and Military Station, Bangalore, have applied for the amendment of the provisions of the Bangalore Municipal Law relating offensive and dangerous trades, by the addition of certain clau designed to invest the Commission with powers to control the establishment of new factories, or the installation of power in existing factories, in the Station. Section 103, Bangalore Municipal Law, in its present form, regulates the use of places certain purposes, but it does not provide for control over estab ments of the kind referred to above.

2. In view of the restricted area of this Station, of fact that it is a large cantonment and that it is very popular for residential purposes, it would be politic to provide against possible attempts to convert the Station into a manufacturing centre. It is also desirable that the installation of power existing workshops should be regulated. These might otherwise be largely expanded in some cases to the public detriment.

3. In the circumstances explained above, I recommend adoption

adoption of the amendments embodied in the draft Notification, enclosed herewith, which is for approval and favour of publication in the Gazette of India. The draft is based on section 465 of the Calcutta Municipal Act.

I have the honour to be,
Sir,
Your most obedient servant,

Sd/ W. P. Barton

RESIDENT.

BJ

S. 4.—E. P. B—10-1916.—10,000

(Continuation of Draft.)

Govt. of India.

For. and Pol. Department.

Notification

No. dated

IN exercise of the powers conferred by the Indian(Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the G. G. in Council is pleased to amend the Bangalore Municipal Law, 1897, as follows;-

1. ~~that~~ A new ~~clause, as below,~~ section shall be added as sec. 103A

103-A(1) No person shall, without the previous written permission of the Commission, newly establish in any premises, or materially alter, enlarge or extend, any factory, workshop or workplace in which it is intended to employ steam, water, or other mechanical power.

(2) The Commission may refuse to give such permission if they are of opinion that the establishment, alteration, enlargement or extension of such factory, workshop or work place in the proposed position would be objectionable by reason of the density of the population in the neighbourhood thereof, or would be a nuisance to the inhabitants of the neighbourhood.

2. ~~that~~ The heading ~~of~~ above sec. 103 ~~is~~ be altered to "Offensive and Dangerous Trades and Factories"

3. ~~that~~ For "sec. 103" in sec. 137(1)(e)(vii) "sections 103 and 103A" be read.

4. ~~that~~ For the word "section" in line 3 of sec. 104(1), the word "sections" be read.

Secy. to the Govt. of India.

162

H. O.
6 —2,000—22—9—1921.

No. 150 Encl
91-22

CIVIL AND MILITARY STATION, BANGALORE,
MUNICIPAL OFFICE.

DATED 27th April 1923.

FROM

T. AUSTIN, ESQ., I. C. S.,
President, Municipal Commission,
C. & M. Station, Bangalore.

To

The Secretary to the
Hon'ble the Resident in Mysore,
Bangalore.

RESIDENT'S OFFICE
BANGALORE
Register No. 3245
Date of Receipt 28/4/23
No. 294-23

Tax on Race horses.

159 With reference to your memorandum No.2875/294-1893, dated 9th April 1923, on the above subject, I have the honour to state that the date from which the tax is to come into force has been altered from 1st April 1923 to 1st July 1923 in accordance with the provisions of Sections 44 (8) (b) and 44 (8) (c) of the Bangalore Municipal Law 1897. According to the former Section the tax cannot come into force until the expiration of 3 months from the date of the meeting at which its imposition is directed, and according to the latter, it can come into force only from the 1st July 1923 as it is not enforceable from the 1st April 1923. A notice has been published in the local papers, informing the public that the tax will come into force from the 1st July 1923. (Vide copy enclosed)

I request that my action may be approved.

I have the honour to be,
Sir,
Your most obedient servant,

for PRESIDENT, M. C.
27/4/23

MVR/26-4-23.

2714

Civil and Military Station, Bangalore,

Municipal Office,

No.457/91-22. Dated 12th April 1923.

N O T I C E.

In accordance with the amendments to the Bangalore Municipal Law, sanctioned by the Government of India, Foreign and Political Department, in Notification No.2441-1081-Intl. dated the 28th November 1922 (published in three alternate issues of the Daily Post commencing from 20th December 1922) and under the provisions of Section 44 (8) of the said law, the Municipal Commission for the Civil and Military Station, Bangalore, direct the imposition of a tax of Rs.9/- per half year on horses kept in the station, solely for racing purposes, with effect from 1st July 1923. Possession for 15 days in a half year will render the owners liable to the tax for that ~~park~~ half year. The levy of this tax has been approved by the Hon'ble the Resident.

Sd/- T. AUSTIN,

PRESIDENT,
MUNICIPAL COMMISSION,
CIVIL AND MILITARY STATION,
BANGALORE.

"COPY".

Clerk. Muni. Office
27/4/23.

MVR/26-4-23.

C. O. 20.—R. P. B.—8-1921.—5,000.

No. 3645 ENCLOS. *Dated Bangalore,* 7th May 1923

FROM

SECRETARY TO THE RESIDENT IN MYSORE.

To

The President,
M. C., C. & M. Stn., Bangalore

S. 162 Reference my/his letter/telegram No. 150/91.22, dated the 27th April 192

Subject:—

Proposing that the tax of Rs 9 per half year to be levied on horses kept in the C. & M. Station solely for racing purposes ~~in~~ be come into force with effect from the 1st July 1923

The proposal is approved.

Sd/ A. H. L. Carter.

Secy to the Resident

C.A.S. 30/4/23

A.O. 1/5

164

No. 756 /1081-I.

Government of India.
Foreign and Political Department.
Simla, the 16th May 1923.

RESIDENT'S OFFICE,
BANGALORE.
Register No.
Date of Receipt
File No.

Notification.

In exercise of the powers conferred by the Indian (Foreign Jurisdiction) Order in Council, 1902, and of all other powers enabling him in that behalf, the Governor-General in Council is pleased to direct that the following further amendments shall be made in the Bangalore Municipal Law, 1897, namely :-

1. In the heading to section 103, after the word "trades" the words "and factories" shall be inserted.

2. After section 103, the following section shall be inserted, namely :-

103-A Factories. (1) No person shall, without the previous written permission of the Commission, newly establish or materially alter, enlarge, or extend any factory, workshop or workplace in which it is intended to employ steam, water or other mechanical power.

(2) The Commission may refuse to give such permission if they are of opinion that the establishment, alteration, enlargement or extension of such factory, workshop or workplace would be objectionable by reason of the density of the population in the neighbourhood thereof, or would be a nuisance to the inhabitants of the neighbourhood.

(3) In sub-section (1) of section 104 -

(a) for the words "licensed under the last foregoing section", the following shall be substituted, namely :-

"licensed under section 103 or any factory, workshop or workplace of which the establishment, alteration, enlargement or extension has been permitted under section 103-A", and

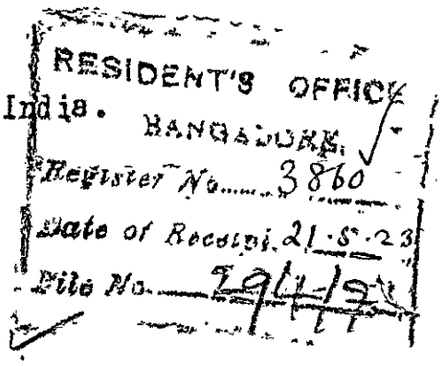
(b) after the words "of such place", the words "factory, workshop or workplace" shall be inserted

3. In sub-clause (vii) of clause (e) of sub-section (1)

of

of section 137, for the word and figures "section 103", the words and figures "section 103 or section 103-A" shall be substituted.

Sd.J.P.Thompson,
Secretary to the Government of India.



Copy to the Hon'ble the Resident in Mysore, for information, with reference to his letter No.3030/294-1893, dated the 13th April 1923.

S.161

Attested.

Superintendent,
Foreign and Political Department.

165

MYSORE RESIDENT'S OFFICE,

Bangalore, 26th May 1923

No. 4137 Enc 1.

Notfn.

S.V.C.

786/1081-1, A copy of the marginally noted letter, with enclosure, is forwarded

*No dated the 16th May, 1923, ~~from~~ the G. of India, For. & Pol. Dept.

to the Presdt., M.C., C. & M. Station, B'lore, with reference to his letter No. 148/89-1922, dated the 28th March 1923.

for 160

S/ A R L Carter

Secretary to the Resident.

99 5 23. 99 5 15

V 8 22/5

R. O. 106. (a).—R. P. B.—5-1922.—5,000